

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK


-----X  
EDGAR LAVERDE, :  
 :  
 Petitioner, :  
 :  
 - against - :  
 :  
 VITAL DENT et al., :  
 :  
 Respondents. :  
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ORDER  
06 Civ. 7617 (GBD)

GEORGE B. DANIELS, District Judge:

For the reasons stated on the record during oral argument held today, March 29, 2007, the motion to dismiss filed by defendants Capital One Healthcare Finance and CIT Group, Inc. is GRANTED. The claims against CIT Group are DISMISSED with prejudice. The claims against Capital One are DISMISSED without prejudice to make a motion to file an amended complaint against Capital One within thirty (30) days from the date of this Order.

Dated: New York, New York  
March 29, 2007

SO ORDERED:  
  
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GEORGE B. DANIELS  
United States District Judge